

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO  
THE BOARD OF PATENT APPEALS AND INTERFERENCES (Small Entity)**

Docket No.  
AUGA17000025

In Re Application Of: Augustine

SEP 08 2003

#15/Not. of App.

Serial No.  
09/771,791

Filing Date  
January 29, 2001

Examiner  
K.G. Schopfer

Group Art Unit  
3739

Invention: **SURGICAL BARRIER DEVICE INCORPORATING AN INFLATABLE THERMAL BLANKET WITH  
A SURGICAL DRAPE TO PROVIDE THERMAL CONTROL AND SURGICAL ACCESS**

TO THE COMMISSIONER FOR PATENTS:

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated **June 3, 2003** finally rejecting Claim(s) **58-70, 75-88, & 93-95**

Applicant is a small entity under 37 CFR 1.9 and 1.27.

A verified statement of small entity status under 37 CFR 1.27:

- ☐ is enclosed.  
☒ has already been filed in this application.

The fee for this Notice of Appeal is: **\$160.00**

- ☒ A check in the amount of the fee is enclosed.  
☐ The Director has already been authorized to charge fees in this application to a Deposit Account.  
☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. **50-2770**

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TECHNOLOGY CENTER R3700

Dated: **September 3, 2003**

**Terrance A. Meador, Esq.**  
**INCAPLAW**  
**1050 Rosecrans Street, Suite K**  
**San Diego, California 92106**

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cc:

I certify that this document and fee is being deposited on **September 2, 2003** with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

*Terrance A. Meador*  
Signature of Person Mailing Correspondence

**TERRANCE A. MEADOR**

Typed or Printed Name of Person Mailing Correspondence